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EXPEDITED PROCEDURE
EXAMINING GROUP 2834

JAN 0 9 2003 CA

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Shusou WADAKA, et al.

Conf.:

9099

/ Appl. No.:

09/778,872

Group:

2834

EIVE 13 20

PATENT 2565-0225P

Filed:

For:

February 8, 2001

Examiner:

Mark O BUDI

FILM ACOUSTIC WAVE DEVICE AND ITS MANUFACTURING

METHOD AND CIRCUIT DEVICE

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents Washington, DC 20231 January 9, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated October 9, 2002 of the Primary Examiner finally rejecting claims 24-40.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of () month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

	NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.
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	An extension of(_) month(s) for responding to the Final Rejection was previously requested and paid for on Thus a fee of \$0.00 is required to obtain an additional(_) month(s) for filing the Notice of Appeal.
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01/10/2003 CCHAU1

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01 FC:1401

320.00 OP

Appl. No. 09/778,872

	Applicant claims small entity status. See 37 C.F.R. § 1.27.		
The Go	overnment fee for filing a Notice of Appeal to the Board of Appeals is ated as follows:		
	∠ Large entity - \$320.00		
ĺ	Small Entity - \$160.00		
Theref	ore, the TOTAL FEE due for the filing of this Notice of Appeal is \$320.00.		
Payme	ent of the above TOTAL FEE is being made in the following manner:		
$\boxtimes$	Check(s) in the amount of \$320.00 is/are enclosed.		
	Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.		
If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.			
	Respectfully submitted,		
	BIRCH, STEWART KOLASCH & BIRCH, LLP		
	By Michael K. Mutter, #29,680		
	P.O. Box 747  /CJB:cb Falls Church, VA 22040-0747  (703) 205-8000		